

1 ANTHONY M. BARNES, SBN 199048  
Email: amb@atalawgroup.com  
2 JASON R. FLANDERS, SBN 238007  
Email: jrf@atalawgroup.com  
3 AQUA TERRA AERIS LAW GROUP  
4 4030 Martin Luther King Jr. Way  
Oakland, CA 94609  
5 Telephone: (917) 371-8293

6  
7 *Attorney for Plaintiff*

CALIFORNIA SPORTFISHING PROTECTION ALLIANCE

8  
9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 CALIFORNIA SPORTFISHING PROTECTION  
12 ALLIANCE, a non-profit corporation,

13 Plaintiff,

14 vs.

15 CASS, INC., a California corporation,

16  
17 Defendant.  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Case No.: 4:22-cv-05384-DMR

**NOTICE OF LODGING OF [PROPOSED]  
CONSENT DECREE; REQUEST FOR  
ENTRY OF [PROPOSED] CONSENT  
DECREE**

1 WHEREAS, on September 28, 2022, CALIFORNIA SPORTFISHING PROTECTION  
2 ALLIANCE, (“Plaintiff”) and Defendant CASS, INC. (“Defendant”) (collectively, “the Parties”)  
3 agreed on a tentative settlement resolving the issues raised in Plaintiffs’ complaint; and

4 WHEREAS, on September 29, 2022, Plaintiff filed a Notice of Tentative Settlement and  
5 requested the Court not sign the Consent Decree until a mandatory period for comment by the United  
6 States had passed pursuant to United States Code, title 33, section 1365(c)(3) and Code of Federal  
7 Regulations, title 40, section 135.5 (ECF #10); and

8 WHEREAS, on October 4, 2022, Plaintiff filed a Notice of Commencement of 45-Day  
9 Review Period, which advised the Court that the United States had acknowledged receipt of the  
10 Consent Decree and would notify the Court of any objections to the Consent Decree, (ECF #11); and

11 WHEREAS, on November 10, 2022, the United States Department of Justice notified Plaintiff  
12 via electronic mail that the United States does not object to the Court’s entry of the Consent Decree  
13 into judgment; as the Agencies have indicated that they have no objection to entry, the Court may  
14 now enter the [Proposed] Consent Decree, which includes a request that the Court retain jurisdiction  
15 to enforce the terms of the [Proposed] Consent Decree if necessary.

16 WHEREAS, on September 29, 2022, Plaintiff submitted a [Proposed] Consent Decree to the  
17 Court for approval and entry.

18 THEREFORE, Plaintiff hereby requests the Court sign the [Proposed] Consent Decree, a true  
19 and correct copy of which is attached to this Notice of Lodging as “Exhibit 1,” and enter the Consent  
20 Decree as judgment.

21  
22 DATED: November 14, 2022

23  
24 /s/Anthony M. Barnes  
25 Anthony M. Barnes  
26 Aqua Terra Aeris Law Group  
27 Attorneys for Plaintiff  
28 CALIFORNIA SPORTFISHING  
PROTECTION ALLIANCE